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Kadidal, Shayana. "Federalizing" immigration law: international law as a limitation on Congress's power to legislate in the field of immigration. 77 Fordham L. Rev. 501-527 (2008).

Koulish, Robert. Blackwater and the privatization of immigration control. 20 St. Thomas L. Rev. 462-489 (2008).

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Kim, Nancy S. The software licensing dilemma. 2008 BYU L. Rev. 1103-1164.

Nguyen, Xuan-Thao. Justice Scalia's "renegade jurisdiction": lessons for patent law reform. 83 Tul. L. Rev. 111-156 (2008).

Perzanowski, Aaron K. The penumbral public domain: constitutional limits on quasi-copyright legislation. 10 U. Pa. J. Const. L. 1081-1145 (2008).

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Symposium. International Law and the Constitution: Terms of Engagement. Foreword by Catherine Powell; articles by Martha F. Davis, Alan Jenkins, Kevin Shawn Hsu, Cynthia Soohoo, Suzanne Stolz, Shayana Kadidal, Lenora M. Lapidus, Mark R. Shulman, Julian G. Ku, Janet Koven Levit, Melissa A. Waters, Roger P. Alford and Ruti Teitel; keynote address by Harold Hongju Koh. 77 Fordham L. Rev. 399-702 (2008).

(For contents see the **Tables of Contents of Indexed Law Reviews** for Fordham Law Review.)

Symposium Issue. Twelfth Annual Latcrit Conference. Critical Localities, Epistemic Communities, Rooted Cosmopolitans, New Hegemonies & Knowledge Processes. Foreword by Charles R. P. Pouncy; articles by Tucker Culbertson, Robert Koulish, Dominique Legros, César Cuauhtémoc García Hernández, Robert Ashford, F. E. Guerra Pujol, Katharine J. Hahn, Guadalupe T. Luna, Becky L. Jacobs, Danielle Boaz, Jordan E. Dollar, Ernesto Hernández-López, Valerie J. Phillips and Jose A. Lammoglia. 20 St. Thomas L. Rev. 387-720 (2008).

(For contents see the **Tables of Contents of Indexed Law Reviews** for St. Thomas Law Review.)

INTERNATIONAL TRADE

Hernández-López, Ernesto. Law, food, and culture: Mexican corn's national identity cooked in "tortilla discourses" post-TLC/NAFTA. 20 St. Thomas L. Rev. 670-690 (2008).

Hett, William. Student note. U.S. corn and soybean subsidies: WTO litigation and sustainable protections. 17 Transnat'l L. & Contemp. Probs. 775-808 (2008).

JUDGES

Barnett, Randy E. **28th Annual Sullivan Lecture**. Constitutional clichés. 36 Cap. U. L. Rev. 493-510 (2008).

Frost, Amanda. Overvaluing uniformity. 94 Va. L. Rev. 1567-1639 (2008).

McMahan, Jeffrey D., Jr. Comment. Guarding the guardians: judges' rights and Virginia's Judicial Inquiry and Review Commission. 43 U. Rich. L. Rev. 473-522 (2008).

Nguyen, Xuan-Thao. Justice Scalia's "renegade jurisdiction": lessons for patent law reform. 83 Tul. L. Rev. 111-156 (2008).

Robertson, Cassandra Burke. Judging jury verdicts. 83 Tul. L. Rev. 157-218 (2008).

Thomas, Robert E. Debugging software patents: increasing innovation and reducing uncertainty in the judicial reform of software patent law. 25 Santa Clara Computer & High Tech. L.J. 191-241 (2008).

Tobias, Carl W. Reconsidering Virginia judicial selection. 43 U. Rich. L. Rev. 37-49 (2008).

JURISDICTION

Kadidal, Shayana. "Federalizing" immigration law: international law as a limitation on Congress's power to legislate in the field of immigration. 77 Fordham L. Rev. 501-527 (2008).

McClellan, Charles. Student note. America, land of (extraterritorial) discovery: section 1782 discovery for foreign litigants. 17 Transnat'l L. & Contemp. Probs. 809-837 (2008).

Morgan, Meredith B. Comment. Arkansas's response to **Granholm v. Heald**: the Small Farm Winery Law provides an appropriate remedy for Commence Clause violations. 61 Ark. L. Rev. 487-508 (2008).

Robbins, Christopher W. Comment. Jurisdiction and the Federal Rules: why the time has come to reform finality by inequitable deadlines. 157 U. Pa. L. Rev. 279-340 (2008).

Staples, Christian Hart. Comment. *In vino veritas*: does the Twenty-First Amendment really protect a state's right to regulate alcohol? An overview of the North Carolina wine industry and the continuing wine distribution litigation. 31 Campbell L. Rev. 123-155 (2008).

Zuckerman, Michael A. Note. The offshoring of American government. 94 Cornell L. Rev. 165-202 (2008).

JURISPRUDENCE

Collier, Dusty. Note. The "ideal" pendulum swing: from rhetoric to reality. 13 Berkeley J. Crim. L. 175-197 (2008).

Raban, Ofer. Real and imagined threats to the rule of law. (Reviewing Brian Tamanaha, Law as a Means to an End: Threat to the Rule of Law.) 15 Va. J. Soc. Pol'y & L. 478-504 (2008).

Symposium. Constitutionalism in an Era of Globalization and Privatization. Preface by Michel Rosenfeld and Hélène Ruiz-Fabri; articles by Neil Walker, Armin von Bogdandy, Michel Rosenfeld, Sol Picciotto, Andrea Hamann, Hélène Ruiz-Fabri, Lech Garlicki, Patrick Macklem, Susanna Mancini, Stephanie Palmer, András Sajó, Suzanne Last Stone, Frank I. Michelman and Dennis M. Davis. 6 I.Con: Int'l J. Const. L. 371-711 (2008).

(For contents see the **Tables of Contents of Indexed Law Reviews** for I.CON: International Journal of Constitutional Law.)

JUVENILES

Dillon, Sara. The missing link: a social orphan protocol to the United Nations Convention on the Rights of the Child. 1 Hum. Rts. & Globalization L. Rev. 39-87 (2007/2008).

Jefferson, Jelani and John W. Head. In whose "best interests"?--An international and comparative assessment of US rules on sentencing of juveniles. 1 Hum. Rts. & Globalization L. Rev. 89-146 (2007/2008).

Smith, Stephen F. Jail for juvenile child pornographers?: a reply to Professor Leary. 15 Va. J. Soc. Pol'y & L. 505-544 (2008).

LABOR LAW

Smith, Anna Richardson. Labor and employment law. 43 U. Rich. L. Rev. 211-225 (2008).

Szalai, Imre S. Aggregate dispute resolution: class and labor arbitration. 13 Harv. Negot. L. Rev. 399-479 (2008).

LAND USE PLANNING

Baker, Matthew. Comment. RLUIPA and eminent domain: probing the boundaries of religious land use protection. 2008 BYU L. Rev. 1213-1242.

Swiney, Elijah. Applying legal expressivism to motive review of adult-use zoning. 36 Cap. U. L. Rev. 769-808 (2008).

LAW AND SOCIETY

(For other articles on LAW AND SOCIETY see the **Tables of Contents of Indexed Law Reviews** for Virginia Journal of Social Policy & the Law.)

Caplen, Robert A. The 'Charlie Brown rain cloud effect' in international law: an empirical case study. 36 Cap. U. L. Rev. 693-767 (2008).

Collier, Dusty. Note. The "ideal" pendulum swing: from rhetoric to reality. 13 Berkeley J. Crim. L. 175-197 (2008).

Lund, Matthew. Comment. **Rockwell International**, pondcrete, and an *a la carte* three-step test for determining an "original source" in *qui tam* lawsuits. (**Rockwell Int'l Corp. v. United States**, 127 S. Ct. 1397, 2007.) 2008 BYU L. Rev. 1243-1273.

Symposium. Constitutionalism in an Era of Globalization and Privatization. Preface by Michel Rosenfeld and Hélène Ruiz-Fabri; articles by Neil Walker, Armin von Bogdandy, Michel Rosenfeld, Sol Picciotto, Andrea Hamann, Hélène Ruiz-Fabri, Lech Garlicki, Patrick Macklem, Susanna Mancini, Stephanie Palmer, András Sajó, Suzanne Last Stone, Frank I. Michelman and Dennis M. Davis. 6 I.Con: Int'l J. Const. L. 371-711 (2008).

(For contents see the **Tables of Contents of Indexed Law Reviews** for I.CON: International Journal of Constitutional Law.)

Symposium Issue. The Road to Equality: Are We There Yet? Articles by Douglas Bryant, III, Rudolph Alexander, Jr., Otis B. Grant, Nelson P. Miller, Tracey Brame, Dale Iverson, Goldie Adele and Lorraine H. Weber. 25 T.M. Cooley L. Rev. 1-163 (2008).

(For contents see the **Tables of Contents of Indexed Law Reviews** for Thomas M. Cooley Law Review.)

Symposium Issue. Twelfth Annual Latcrit Conference. Critical Localities, Epistemic Communities, Rooted Cosmopolitans, New Hegemonies & Knowledge Processes. Foreword by Charles R. P. Pouncy; articles by Tucker Culbertson, Robert Koulish, Dominique Legros, César Cuauhtémoc García Hernández, Robert Ashford, F. E. Guerra Pujol, Katharine J. Hahn, Guadalupe T. Luna, Becky L. Jacobs, Danielle Boaz, Jordan E. Dollar, Ernesto Hernández-López, Valerie J. Phillips and Jose A. Lammoglia. 20 St. Thomas L. Rev. 387-720 (2008).

(For contents see the **Tables of Contents of Indexed Law Reviews** for St. Thomas Law Review.)

LAW ENFORCEMENT AND CORRECTIONS

Blumstein, James F., Mark A. Cohen and Suman Seth. Do government agencies respond to market pressures? Evidence from private prisons. 15 Va. J. Soc. Pol'y & L. 446-477 (2008).

LEGAL HISTORY

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Symposium Issue. The Road to Equality: Are We There Yet? Articles by Douglas Bryant, III, Rudolph Alexander, Jr., Otis B. Grant, Nelson P. Miller, Tracey Brame, Dale Iverson, Goldie Adele and Lorraine H. Weber. 25 T.M. Cooley L. Rev. 1-163 (2008).

(For contents see the **Tables of Contents of Indexed Law Reviews** for Thomas M. Cooley Law Review.)

LEGAL PROFESSION

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Robbennolt, Jennifer K. Attorneys, apologies, and settlement negotiation. 13 Harv. Negot. L. Rev. 349-397 (2008).

LEGISLATION

Levinson, Rosalie Berger. Misinterpreting "sounds of silence": why courts should not "imply" congressional preclusion of § 1983 constitutional claims. 77 Fordham L. Rev. 775-808 (2008).

MEDICAL JURISPRUDENCE

García Hernández, César Cuauhtémoc. Of inferior stock: the two-pronged repression of radical immigrant birth control advocates at the turn-of-the-twentieth century. 20 St. Thomas L. Rev. 513-537 (2008).

Gibson, James. Doctrinal feedback and (un)reasonable care. 94 Va. L. Rev. 1641-1714 (2008).

McCauley, Kathleen M. and William F. Demarest III. Medical malpractice law. 43 U. Rich. L. Rev. 227-253 (2008).

MILITARY, WAR AND PEACE

Davidson, Michael J. Court-martialing cadets. 36 Cap. U. L. Rev. 635-673 (2008).

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Wilson, Trevor. Comment. Operation contractor shield: extending the government contractor defense in recognition of modern warfare realities. 83 Tul. L. Rev. 255-283 (2008).

Panel III: The Application of International Law to the Treatment of Detainees in the President's "War on Terror". Article by Mark R. Shulman. 77 Fordham L. Rev. 555-581 (2008).

(For contents see the **Tables of Contents of Indexed Law Reviews** for Fordham Law Review.)

ORGANIZATIONS

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Panel II: The Role of International Bodies in Influencing U.S. Policy. Articles by Shayana Kadidal and Lenora M. Lapidus. 77 Fordham L. Rev. 501-554 (2008).

(For contents see the **Tables of Contents of Indexed Law Reviews** for Fordham Law Review.)

PRACTICE AND PROCEDURE

Dorf, Michael C. Dynamic incorporation of foreign law. 157 U. Pa. L. Rev. 103-169 (2008).

Fader, Hallie A. Student note. Designing the forum to fit the fuss: dispute system design for the state trial courts. 13 Harv. Negot. L. Rev. 481-508 (2008).

Heilman, Kelsey McCowan. Comment. The rights of others: protection and advocacy organizations' associational standing to sue. 157 U. Pa. L. Rev. 237-278 (2008).

McClellan, Charles. Student note. America, land of (extraterritorial) discovery: section 1782 discovery for foreign litigants. 17 Transnat'l L. & Contemp. Probs. 809-837 (2008).

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Scheuerman, Sheila B. and Anthony J. Franze. Instructing juries on punitive damages: due process revisited after **Philip Morris v. Williams**. 10 U. Pa. J. Const. L. 1147-1209 (2008).

Sudarshan, Ranganath. Nuisance-value patent suits: an economic model and proposal. 25 Santa Clara Computer & High Tech. L.J. 159-189 (2008).

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(For contents see the **Tables of Contents of Indexed Law Reviews** for Fordham Law Review.)

PRODUCTS LIABILITY

Swisher, Peter Nash. Proposed legislation: a (second) modest proposal to protect Virginia consumers against defective products. 43 U. Rich. L. Rev. 19-36 (2008).

PROFESSIONAL ETHICS

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PROPERTY--PERSONAL AND REAL

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Daly, William J. Student note. A comparative analysis of the new real estate investment trust legislation in Germany and the United Kingdom: will those markets experience the same success as the United States? 17 Transnat'l L. & Contemp. Probs. 839-867 (2008).

Gregory, Richard W. and Lindsey Dobbs Chase. Real estate law. 43 U. Rich. L. Rev. 379-403 (2008).

Lefcoe, George. After **Kelo**, curbing opportunistic TIF-driven economic development: forgoing ineffectual blight tests; empowering property owners and school districts. 83 Tul. L. Rev. 45-110 (2008).

Sholar, J. Adam. Comment. Bank deposits: the need for an adverse claim statute in North Carolina. 31 Campbell L. Rev. 91-122 (2008).

PSYCHOLOGY AND PSYCHIATRY

Jacobus tenBroek Law Symposium. National Federation of the Blind Jernigan Institute. Keynote address by Marc Maurer; articles by Michael Ashley Stein, Janet E. Lord, Chai R. Feldblum, Kevin Berry, Emily A. Benfer, Robert L. Burgdorf, Jr. and Peter Blanck; comments by Laura Rothstein and Michael L. Perlin. 13 Tex J. on C.L. & C.R. 157-419 (2008).

(For contents see the **Tables of Contents of Indexed Law Reviews** for Texas Journal on Civil Liberties & Civil Rights.)

RELIGION

Baker, Matthew. Comment. RLUIPA and eminent domain: probing the boundaries of religious land use protection. 2008 BYU L. Rev. 1213-1242.

Boaz, Danielle. Religious reparations from the Trans-Atlantic slave trade: forming demons, cults, and zombies to justify black enslavement. 20 St. Thomas L. Rev. 604-621 (2008).

Lammoglia, Jose A. Legal aspects of animal sacrifice within the context of Afro-Caribbean religions. 20 St. Thomas L. Rev. 710-720 (2008).

Luna, Guadalupe T. Cultural, ethnic, and religious fragmentation. 20 St. Thomas L. Rev. 622-641 (2008).

Fundamental Rights in Light of Globalization and Privatization. Articles by Patrick Macklem, Susanna Mancini, Stephanie Palmer, András Sajó, Suzanne Last Stone, Frank I. Michelman and Dennis M. Davis. 6 I.Con: Int'l J. Const. L. 531-711 (2008).

(For contents see the **Tables of Contents of Indexed Law Reviews** for I.CON: International Journal of Constitutional Law.)

Special Edition--Faith at the Schoolhouse Gate: Analyzing Religious Speech in Public Schools: Papers from the 2008 Annual Meeting of the American Association of Law Schools. Foreword by Josie F. Brown; articles by Emily Gold Waldman and Kenneth L. Marcus. 37 J.L. & Educ. 461-547 (2008).

(For contents see the **Tables of Contents of Indexed Law Reviews** for Journal of Law & Education.)

REMEDIES

Baylson, Mira. Comment. The Constitution offers no protection without recourse to a remedy: why constitutional errors in a postconviction proceeding should be cognizable in a petition for habeas corpus. 10 U. Pa. J. Const. L. 1263-1284 (2008).

Boaz, Danielle. Religious reparations from the Trans-Atlantic slave trade: forming demons, cults, and zombies to justify black enslavement. 20 St. Thomas L. Rev. 604-621 (2008).

RETIREMENT SECURITY

Steadman, Timothy A. Comment. Fighting windfalls: the PBGC's battle for workers' pension benefits (and its own financial health). 61 Ark. L. Rev. 509-529 (2008).

SCIENCE AND TECHNOLOGY

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Kim, Nancy S. The software licensing dilemma. 2008 BYU L. Rev. 1103-1164.

SECURITIES LAW

Eshmoili, Edwin D. Note. Big boy letters: trading on inside information. 94 Cornell L. Rev. 133-164 (2008).

Goldman, Lee. Trouble for private enforcement of the Sherman Act: **Twombly**, pleading standards, and the oligopoly problem. 2008 BYU L. Rev. 1057-1102.

Gomm, Seth S. See no evil, hear no evil, speak no evil: **Stoneridge Investment Partners, LLC v. Scientific-Atlanta, Inc.** and the Supreme Court's attempt to determine the issue of scheme liability. 61 Ark. L. Rev. 453-485 (2008).

Harner, Michelle M. The corporate governance and public policy implications of activist distressed debt investing. 77 Fordham L. Rev. 703-773 (2008).

Lange, Kathleen E. Note. The new antifraud rule: is SEC enforcement the most effective way to protect investors from hedge fund fraud? 77 Fordham L. Rev. 851-916 (2008).

Symposium. The Delaware General Corporation Law for the 21st Century. Introduction by Lawrence A.. Hamermesh; roundtable discussion with moderators J. Travis Laster and Frederick H. Alexander and participants Charles S. Crompton, Jr., Charles F. Richards, Jr., Hon. Walter K. Stapleton, Leo E. Strine, Jr. and Lawrence A. Hamermesh; articles by Joel Edan Friedlander, Brett H. McDonnell, J. Travis Laster, Elizabeth A. Nowicki, Blake Rohrbacher, John Mark Zeberkiewicz, Thomas A. Uebler, Frederick H. Alexander, James D. Honaker, Robert B. Thompson, Ann E. Conaway, Jennifer G. Hill, Edward P. Welch and Robert S. Saunders. 33 Del. J. Corp. L. 611-868 (2008).

(For contents see the **Tables of Contents of Indexed Law Reviews** for Delaware Journal of Corporate Law.)

SEXUALITY AND THE LAW

Smith, Stephen F. Jail for juvenile child pornographers?: a reply to Professor Leary. 15 Va. J. Soc. Pol'y & L. 505-544 (2008).

SOCIAL WELFARE

Ashford, Robert. Empowering people with the right to acquire capital with the earnings of capital: a binary approach to the economic empowerment of subordinated people. 20 St. Thomas L. Rev. 538-560 (2008).

Cantrell, Deborah J. Common ground: the case for collaboration between anti-poverty advocates and public interest intellectual property advocates. 15 Va. J. Soc. Pol'y & L. 415-445 (2008).

STATE AND LOCAL GOVERNMENT LAW

(For other articles on STATE AND LOCAL GOVERNMENT LAW see the **Tables of Contents of Indexed Law Reviews** for Fordham Urban Law Journal.)

Symposium. The Delaware General Corporation Law for the 21st Century. Introduction by Lawrence A.. Hamermesh; roundtable discussion with moderators J. Travis Laster and Frederick H. Alexander and participants Charles S. Crompton, Jr., Charles F. Richards, Jr., Hon. Walter K. Stapleton, Leo E. Strine, Jr. and Lawrence A. Hamermesh; articles by Joel Edan Friedlander, Brett H. McDonnell, J. Travis Laster, Elizabeth A. Nowicki, Blake Rohrbacher, John Mark Zeberkiewicz, Thomas A. Uebler, Frederick H. Alexander, James D. Honaker, Robert B. Thompson, Ann E. Conaway, Jennifer G. Hill, Edward P. Welch and Robert S. Saunders. 33 Del. J. Corp. L. 611-868 (2008).

(For contents see the **Tables of Contents of Indexed Law Reviews** for Delaware Journal of Corporate Law.)

TAXATION--STATE AND LOCAL

Bell, Craig D. Taxation. 43 U. Rich. L. Rev. 405-433 (2008).

McSweeney, Patrick M. and Wesley G. Russell, Jr. **Marshall v. Northern Virginia Transportation Authority**: The Supreme Court of Virginia rules that taxes can be imposed by elected bodies only. 43 U. Rich. L. Rev. 51-72 (2008).

TORTS

Gibson, James. Doctrinal feedback and (un)reasonable care. 94 Va. L. Rev. 1641-1714 (2008).

Perez-Montes, Joseph H. L. Comment. Justiciability in modern war zones: is the political question doctrine a viable bar to tort claims against private military contractors? 83 Tul. L. Rev. 219-254 (2008).

Scheuerman, Sheila B. and Anthony J. Franze. Instructing juries on punitive damages: due process revisited after **Philip Morris v. Williams**. 10 U. Pa. J. Const. L. 1147-1209 (2008).

TRADE REGULATION

Butt, Mary Claire. Case note. Not a surprise, per se: the advent of the rule of reason for vertical, minimum resale price maintenance agreements in … (**Leegin Creative Leather Products, Inc. v. PSKS, Inc.**, 127 S. Ct. 2705, 2007.) 61 Ark. L. Rev. 531-549 (2008).

Luna, Guadalupe T. Farmer operations of color and food based coalitions. 20 St. Thomas L. Rev. 580-592 (2008).

TRANSPORTATION LAW

Timberlake, Brent M. Railroad law. 43 U. Rich. L. Rev. 337-377 (2008).

WOMEN

Labadie-Jackson, Glenda. Reflections on domestic work and the feminization of migration. 31 Campbell L. Rev. 67-90 (2008).

Lapidus, Lenora M. The role of international bodies in influencing U.S. policy to end violence against women. 77 Fordham L. Rev. 529-554 (2008).

Monahan, John, Laurens Walker and Gregory Mitchell. Contextual evidence of gender discrimination: the ascendance of "social frameworks". 94 Va. L. Rev. 1715-1749 (2008).

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NO. 3, PP. 429-602, 2008.

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Gomm, Seth S. See no evil, hear no evil, speak no evil: **Stoneridge Investment Partners, LLC v. Scientific-Atlanta, Inc.** and the Supreme Court's attempt to determine the issue of scheme liability. 61 Ark. L. Rev. 453-485 (2008).

Morgan, Meredith B. Comment. Arkansas's response to **Granholm v. Heald**: the Small Farm Winery Law provides an appropriate remedy for Commence Clause violations. 61 Ark. L. Rev. 487-508 (2008).

Steadman, Timothy A. Comment. Fighting windfalls: the PBGC's battle for workers' pension benefits (and its own financial health). 61 Ark. L. Rev. 509-529 (2007).

Butt, Mary Claire. Case note. Not a surprise, per se: the advent of the rule of reason for vertical, minimum resale price maintenance agreements in … (**Leegin Creative Leather Products, Inc. v. PSKS, Inc.**, 127 S. Ct. 2705, 2007.) 61 Ark. L. Rev. 531-549 (2008).

Warden, Lee. Case note. The deleterious effects of **Anderson** and **Flanagan** on section 16-89-125(e) of the Arkansas Code Annotated. (**Anderson v. State**, 242 S.W.3d 229, 2006 and **Flanagan v. State**, 243 S.W.3d 866, 2006.) 61 Ark. L. Rev. 551-570 (2008).

Hall, John G. Case note. Child support supported: policy trumps equity in **Martin v. Pierce** despite fraud and a controversial amendment to the Paternity Code. (**Martin v. Pierce**, 257 S.W.3d 82, 2007.) 61 Ark. L. Rev. 571-588 (2008).

White, Taylor E. Recent developments. 61 Ark. L. Rev. 589-601 (2008).

13 BERKELEY JOURNAL OF CRIMINAL LAW,
NO. 1, SPRING, 2008.

Karnow, Curtis E. A. Setting bail for public safety. 13 Berkeley J. Crim. L. 1-30 (2008).

MacLeod, Adam J. All for one: a review of victim-centric justifications for criminal punishment. 13 Berkeley J. Crim. L. 31-64 (2008).

Zimring, Franklin E. and Chrysanthi S. Leon. A cite-checker's guide to sexual dangerousness. 13 Berkeley J. Crim. L. 65-75 (2008).

California Annual Review. 13 Berkeley J. Crim. L. 77-173 (2008).

Collier, Dusty. Note. The "ideal" pendulum swing: from rhetoric to reality. 13 Berkeley J. Crim. L. 175-197 (2008).

McTigue, Casey. Note. The problem of post-**Cunningham** judicial review: the impact of **Gall**, **Kimbrough** and Senate Bill 40 on California sentencing. 13 Berkeley J. Crim. L. 199-214 (2008).

2008 BRIGHAM YOUNG UNIVERSITY LAW REVIEW,
NO. 4, PP. 1057-1274.

Goldman, Lee. Trouble for private enforcement of the Sherman Act: **Twombly**, pleading standards, and the oligopoly problem. 2008 BYU L. Rev. 1057-1102.

Kim, Nancy S. The software licensing dilemma. 2008 BYU L. Rev. 1103-1164.

Smith, Douglas G. Piercing the corporate veil in regulated industries. 2008 BYU L. Rev. 1165-1211.

Baker, Matthew. Comment. RLUIPA and eminent domain: probing the boundaries of religious land use protection. 2008 BYU L. Rev. 1213-1242.

Lund, Matthew. Comment. **Rockwell International**, pondcrete, and an *a la carte* three-step test for determining an "original source" in *qui tam* lawsuits. (**Rockwell Int'l Corp. v. United States**, 127 S. Ct. 1397, 2007.) 2008 BYU L. Rev. 1243-1273.

31 CAMPBELL LAW REVIEW,
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Labadie-Jackson, Glenda. Reflections on domestic work and the feminization of migration. 31 Campbell L. Rev. 67-90 (2008).

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36 CAPITAL UNIVERSITY LAW REVIEW,
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Lynd, Staughton. **Napue** nightmares: perjured testimony in trials following the 1993 Lucasville, Ohio, prison uprising. 36 Cap. U. L. Rev. 559-634 (2008).

Davidson, Michael J. Court-martialing cadets. 36 Cap. U. L. Rev. 635-673 (2008).

Bennardo, Kevin. Of ordinariness and excuse: heat-of-passion and the Seven Deadly Sins. 36 Cap. U. L. Rev. 675-692 (2008).

Caplen, Robert A. The 'Charlie Brown rain cloud effect' in international law: an empirical case study. 36 Cap. U. L. Rev. 693-767 (2008).

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Parsons, Richard R. Comment. Punish once, punish twice: Ohio's inconsistent interpretation of its multiple counts statute. 36 Cap. U. L. Rev. 809-851 (2008).

94 CORNELL LAW REVIEW,
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Dammann, Jens and Henry Hansmann. Globalizing commercial litigation. 94 Cornell L. Rev. 1-71 (2008).

Meyler, Bernadette. Daniel Defoe and the written Constitution. 94 Cornell L. Rev. 73-132 (2008).

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Zuckerman, Michael A. Note. The offshoring of American government. 94 Cornell L. Rev. 165-202 (2008).

Schmidt, Christopher W. **Brown** and the colorblind Constitution. 94 Cornell L. Rev. 203-238 (2008).

33 DELAWARE JOURNAL OF CORPORATE LAW,
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Symposium. The Delaware General Corporation Law for the 21st Century. 33 Del. J. Corp. L. 611-868 (2008).

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Roundtable discussion: commentary from the Delaware Corporation Law Revision Committee. J. Travis Laster and Frederick H. Alexander, moderators; Charles S. Crompton, Jr., Charles F. Richards, Jr., Hon. Walter K. Stapleton, Leo E. Strine, Jr. and Lawrence A. Hamermesh, participants. 33 Del. J. Corp. L. 619-630 (2008).

<u>The Delaware General Corporation Law and Takeovers:</u>

Friedlander, Joel Edan. Overturn **Time-Warner** three different ways. 33 Del. J. Corp. L. 631-649 (2008).

McDonnell, Brett H. Bylaw reforms for Delaware's corporation law. 33 Del. J. Corp. L. 651-672 (2008).

<u>Stockholder litigation under the Delaware General Corporation Law:</u>

Laster, J. Travis. Goodbye to the contemporaneous ownership requirement. 33 Del. J. Corp. L. 673-694 (2008).

Nowicki, Elizabeth A. Director inattention and director protection under Delaware General Corporation Law section 102(b)(7): a proposal for legislative reform. 33 Del. J. Corp. L. 695-718 (2008).

Rohrbacher, Blake, John Mark Zeberkiewicz and Thomas A. Uebler. Finding safe harbor: clarifying the limited application of section 144. 33 Del. J. Corp. L. 719-747 (2008).

Stockholders in Corporate Governance:

Alexander, Frederick H. and James D. Honaker. Power to the franchise or the fiduciaries?: an analysis of the limits on stockholder activist bylaws. 33 Del. J. Corp. L. 749-769 (2008).

Thompson, Robert B. Defining the shareholder's role, defining a role for state law: Folk at 40. 33 Del. J. Corp. L. 771-786 (2008).

What We Can Learn From Other Statutory Schemes:

Conaway, Ann E. Lessons to be learned: how the policy of freedom to contract in Delaware's alternative entity law might inform Delaware's General Corporation Law. 33 Del. J. Corp. L. 789-818 (2008).

Hill, Jennifer G. Regulatory show and tell: lessons from international statutory regimes. 33 Del. J. Corp. L. 819-843 (2008).

Welch, Edward P. and Robert S. Saunders. Freedom and its limits in the Delaware General Corporation Law. 33 Del. J. Corp. L. 845-868 (2008).

Unreported cases. 33 Del. J. Corp. L. 869-1029 (2008).

Cumulative index. 33 Del. J. Corp. L. ii-xii (2008).

77 FORDHAM LAW REVIEW,
NO. 2, NOVEMBER, 2008.

Symposium. International Law and the Constitution: Terms of Engagement. 77 Fordham L. Rev. 399-702 (2008).

Powell, Catherine. Foreword. 77 Fordham L. Rev. 399-410 (2008).

Panel I: The Contemporary Relevance of International Human Rights for Constitutional Law and Social Justice: Case Studies and Limitations. 77 Fordham L. Rev. 411-500 (2008).

Davis, Martha F. Upstairs, downstairs: subnational incorporation of international human rights law at the end of an era. 77 Fordham L. Rev. 411-438 (2008).

Jenkins, Alan and Kevin Shawn Hsu. American ideals & human rights: findings from new public opinion research by The Opportunity Agenda. 77 Fordham L. Rev. 439-458 (2008).

Soohoo, Cynthia and Suzanne Stolz. Bringing theories of human rights change home. 77 Fordham L. Rev. 459-500 (2008).

Panel II: The Role of International Bodies in Influencing U.S. Policy. 77 Fordham L. Rev. 501-554 (2008).

Kadidal, Shayana. "Federalizing" immigration law: international law as a limitation on Congress's power to legislate in the field of immigration. 77 Fordham L. Rev. 501-527 (2008).

Lapidus, Lenora M. The role of international bodies in influencing U.S. policy to end violence against women. 77 Fordham L. Rev. 529-554 (2008).

Panel III: The Application of International Law to the Treatment of Detainees in the President's "War on Terror". 77 Fordham L. Rev. 555-581 (2008).

Shulman, Mark R. The four freedoms: good neighbors make good law and good policy in a time of insecurity. 77 Fordham L. Rev. 555-581 (2008).

Koh, Harold Hongju. Panel IV: Keynote Address. A community of reason and rights. 77 Fordham L. Rev. 583-607 (2008).

Panel V: The Legitimacy of Delegating Lawmaking to International Institutions: The International Court of Justice and Foreign Nationals on Death Row in the U.S. 77 Fordham L. Rev. 609-646 (2008).

Ku, Julian G. **Medellín**'s clear statement rule: a solution for international delegations. 77 Fordham L. Rev. 609-615 (2008).

Levit, Janet Koven. Does **Medellín** matter? 77 Fordham L. Rev. 617-633 (2008).

Waters, Melissa A. Getting beyond the crossfire phenomenon: a militant moderate's take on the role of foreign authority in constitutional interpretation. 77 Fordham L. Rev. 635-646 (2008).

Panel VI: International and Foreign Law Sources in Interpreting the Constitution. 77 Fordham L. Rev. 647-702 (2008).

Alford, Roger P. Lower courts and constitutional comparativism. 77 Fordham L. Rev. 647-667 (2008).

Teitel, Ruti. Humanity law: a new interpretive lens on the international sphere. 77 Fordham L. Rev. 667-702 (2008).

Harner, Michelle M. The corporate governance and public policy implications of activist distressed debt investing. 77 Fordham L. Rev. 703-773 (2008).

Levinson, Rosalie Berger. Misinterpreting "sounds of silence": why courts should not "imply" congressional preclusion of § 1983 constitutional claims. 77 Fordham L. Rev. 775-808 (2008).

Bowen, Lindsay Warren, Jr. Note. Givings and the next copyright deferment. 77 Fordham L. Rev. 809-850 (2008).

Lange, Kathleen E. Note. The new antifraud rule: is SEC enforcement the most effective way to protect investors from hedge fund fraud? 77 Fordham L. Rev. 851-916 (2008).

Nerko, Charles J. Note. Assessing Fourth Amendment challenges to DNA extraction statutes after … (**Samson v. California**, 547 U.S. 843, 2006.) 77 Fordham L. Rev. 917-948 (2008).

35 FORDHAM URBAN LAW JOURNAL, NO. 5, OCTOBER, 2008.

Antos-Fallon, Marisa. Note. The Fourth Amendment and immigration enforcement in the home: can ICE target the utmost sphere of privacy? 35 Fordham Urb. L.J. 999-1032 (2008).

Becker, Eric B. Note. Slots in the city: a critical look at the balance of decision-making power in gaming legislation. 35 Fordham Urb. L.J. 1033-1073 (2008).

Gilman, Andrew. Note. The Attorney-Client Privilege Protection Act: the prospect of congressional intervention into the Department of Justice's corporate charging policy. 35 Fordham Urb. L.J. 1075-1137 (2008).

Huffman, Diana N. Note. To act or not to act: will New York's defeated death penalty be resurrected? 35 Fordham Urb. L.J. 1139-1189 (2008).

LaVigne, Christopher N. Note. **Hazelwood v. Kuhlmeier** and the university: why the high school standard is here to stay. 35 Fordham Urb. L.J. 1191-1223 (2008).

McDonough, Conor B. Note. The mainstreaming requirement of the Individuals with Disabilities Education Act in the context of autistic spectrum disorders. 35 Fordham Urb. L.J. 1225-1261 (2008).

Snyder, David L. Note. Nonparty remote electronic access to plea agreements in the Second Circuit. 35 Fordham Urb. L.J. 1263-1309 (2008).

13 HARVARD NEGOTIATION LAW REVIEW, SPRING, 2008.

Haloush, Haitham A. and Bashar H. Malkawi. Internet characteristics and online alternative dispute resolution. 13 Harv. Negot. L. Rev. 327-348 (2008).

Robbennolt, Jennifer K. Attorneys, apologies, and settlement negotiation. 13 Harv. Negot. L. Rev. 349-397 (2008).

Szalai, Imre S. Aggregate dispute resolution: class and labor arbitration. 13 Harv. Negot. L. Rev. 399-479 (2008).

Fader, Hallie A. Student note. Designing the forum to fit the fuss: dispute system design for the state trial courts. 13 Harv. Negot. L. Rev. 481-508 (2008).

1 HUMAN RIGHTS & GLOBALIZATION LAW REVIEW, INAUGURAL ANNUAL ISSUE, FALL 2007/SPRING 2008.

Brooks, Regina. The foundation and future of the law review. Letter from the Managing Editor. 1 Hum. Rts. & Globalization L. Rev. 1-2 (2007/2008).

Caretti, Kathryn M. and N. Pieter M. O'Leary. The story of the Jena Six: the interplay of history, hate crimes, racial inequality, and legal justice in Jena, Louisiana. 1 Hum. Rts. & Globalization L. Rev. 3-38 (2007/2008).

Dillon, Sara. The missing link: a social orphan protocol to the United Nations Convention on the Rights of the Child. 1 Hum. Rts. & Globalization L. Rev. 39-87 (2007/2008).

Jefferson, Jelani and John W. Head. In whose "best interests"?--An international and comparative assessment of US rules on sentencing of juveniles. 1 Hum. Rts. & Globalization L. Rev. 89-146 (2007/2008).

Johnson, Erin P. Advisory guidelines and lengthier sentences: relevant conduct sentencing as an increasingly harmful sentencing practice post-**Booker**. 1 Hum. Rts. & Globalization L. Rev. 147-172 (2007/2008).

6 I.CON: INTERNATIONAL JOURNAL OF CONSTITUTIONAL LAW, NOS. 3 & 4, JULY/OCTOBER, 2008.

Symposium. Constitutionalism in an Era of Globalization and Privatization. 6 I.Con: Int'l J. Const. L. 371-711 (2008).

Rosenfeld, Michel and Hélène Ruiz-Fabri. Preface. 6 I.Con: Int'l J. Const. L. 371-372 (2008).

I. Constitutionalism and legal pluralism
A. Theoretical challenges

Walker, Neil. Beyond boundary disputes and basic grids: mapping the global disorder of normative orders. 6 I.Con: Int'l J. Const. L. 373-396 (2008).

von Bogdandy, Armin. Pluralism, direct effect, and the ultimate say: on the relationship between international and domestic constitutional law. 6 I.Con: Int'l J. Const. L. 397-413 (2008).

Rosenfeld, Michel. Rethinking constitutional ordering in an era of legal and ideological pluralism. 6 I.Con: Int'l J. Const. L. 415-455 (2008).

B. Institutional mapping

Picciotto, Sol. Constitutionalizing multilevel governance? 6 I.Con: Int'l J. Const. L. 457-479 (2008).

Hamann, Andrea and Hélène Ruiz-Fabri. Transnational networks and constitutionalism. 6 I.Con: Int'l J. Const. L. 481-508 (2008).

Garlicki, Lech. Cooperation of courts: the role of supranational jurisdictions in Europe. 6 I.Con: Int'l J. Const. L. 509-530 (2008).

II. Fundamental rights in light of globalization and privatization

A. Rights at the intersection of international, transnational, and private legal regimes

Macklem, Patrick. Minority rights in international law. 6 I.Con: Int'l J. Const. L. 531-552 (2008).

Mancini, Susanna. Rethinking the boundaries of democratic secession: liberalism, nationalism, and the right of minorities to self determination. 6 I.Con: Int'l J. Const. L. 553-584 (2008).

Palmer, Stephanie. Public functions and private services: a gap in human rights protection. 6 I.Con: Int'l J. Const. L. 585-604 (2008).

B. Fundamental rights in an expanded legal pluralistic universe

--Religion and the state

Sajó, András. Preliminaries to a concept of constitutional secularism. 6 I.Con: Int'l J. Const. L. 605-629 (2008).

Stone, Suzanne Last. Religion and state: models of separation from within Jewish law. 6 I.Con: Int'l J. Const. L. 631-661 (2008).

--Socioeconomic rights

Michelman, Frank I. Socioeconomic rights in constitutional law: explaining America away. 6 I.Con: Int'l J. Const. L. 663-686 (2008).

Davis, Dennis M. Socioeconomic rights: do they deliver the goods? 6 I.Con: Int'l J. Const. L. 687-711 (2008).

37 JOURNAL OF LAW & EDUCATION, NO. 4, OCTOBER, 2008.

Special Edition--Faith at the Schoolhouse Gate: Analyzing Religious Speech in Public Schools: Papers from the 2008 Annual Meeting of the American Association of Law Schools. 37 J.L. & Educ. 461-547 (2008).

Brown, Josie F. [Foreword.] *Special Edition--Faith at the Schoolhouse Gate: Analyzing Religious Speech in Public Schools: Papers from the 2008 Annual Meeting of the American Association of Law Schools*. 37 J.L. & Educ. 461-462 (2008).

Waldman, Emily Gold. A post-**Morse** framework for students' potentially hurtful speech (religious and otherwise). 37 J.L. & Educ. 463-503 (2008).

Marcus, Kenneth L. Privileging and protecting schoolhouse religion. 37 J.L. & Educ. 505-547 (2008).

Recent developments in the law. Supreme Court review. 37 J.L. & Educ. 549-552 (2008).

Recent developments in the law. Primary and secondary education. 37 J.L. & Educ. 552-566 (2008).

Recent developments in the law. Universities and other institutions. 37 J.L. & Educ. 566-571 (2008).

Law review digests. 37 J.L. & Educ. 573-587 (2008).

Sanders, Adam. Left behind: low-income students under the No Child Left Behind Act (NCLB). 37 J.L. & Educ. 589-596 (2008).

Sysol, Cynthia. Constitutional and indispensable legislation: mandatory random steroid testing for high school athletes. 37 J.L. & Educ. 597-603 (2008).

Jarvis, Robert M. Book review. (Reviewing Alan D. DeSantis, Inside Greek U.: Fraternities, Sororities, and the Pursuit of Pleasure, Power, and Prestige.) 37 J.L. & Educ. 605-608 (2008).

Underwood, Julie. Book review. (Reviewing School Money Trials: The Legal Pursuit of Educational Adequacy, edited by Martin R. West and Paul E. Peterson.) 37 J.L. & Educ. 609-612 (2008).

33 LEGAL STUDIES FORUM, NO. 1, PP. 1-119, 2009.

Hoehn, Margaret J. Trajectories. [Poems.] 33 Legal Stud. F. 4-119 (2009).

25 SANTA CLARA COMPUTER & HIGH TECHNOLOGY LAW JOURNAL, NO. 1, NOVEMBER, 2008.

Manaster, Kenneth A. Always something new: thoughts on the journal's 25th birthday. 25 Santa Clara Computer & High Tech. L.J. 1-2 (2008).

Ochoa, Tyler T. Copyright law: the last five years of Journal coverage. 25 Santa Clara Computer & High Tech. L.J. 3-5 (2008).

Giblin, Rebecca. A bit liable? A guide to navigating the U.S. secondary liability patchwork. 25 Santa Clara Computer & High Tech. L.J. 7-49 (2008).

Hagglund, Ryan. Patentability of human-animal chimeras. 25 Santa Clara Computer & High Tech. L.J. 51-104 (2008).

Ritchie, Lorelei. Reconciling contract doctrine with intellectual property law: an interdisciplinary solution. 25 Santa Clara Computer & High Tech. L.J. 105-157 (2008).

Sudarshan, Ranganath. Nuisance-value patent suits: an economic model and proposal. 25 Santa Clara Computer & High Tech. L.J. 159-189 (2008).

Thomas, Robert E. Debugging software patents: increasing innovation and reducing uncertainty in the judicial reform of software patent law. 25 Santa Clara Computer & High Tech. L.J. 191-241 (2008).

20 ST. THOMAS LAW REVIEW, NO. 3, SPRING, 2008.

Symposium Issue. Twelfth Annual Latcrit Conference. Critical Localities, Epistemic Communities, Rooted Cosmopolitans, New Hegemonies & Knowledge Processes. 20 St. Thomas L. Rev. 387-720 (2008).

Pouncy, Charles R. P. Foreword: Latcrit XII--the critical locality and the processes of community. 20 St. Thomas L. Rev. 387-448 (2008).

Culbertson, Tucker. Racial migrations. 20 St. Thomas L. Rev. 449-461 (2008).

Koulish, Robert. Blackwater and the privatization of immigration control. 20 St. Thomas L. Rev. 462-489 (2008).

Legros, Dominique. 0.45% cosmopolitan. 20 St. Thomas L. Rev. 490-512 (2008).

García Hernández, César Cuauhtémoc. Of inferior stock: the two-pronged repression of radical immigrant birth control advocates at the turn-of-the-twentieth century. 20 St. Thomas L. Rev. 513-537 (2008).

Ashford, Robert. Empowering people with the right to acquire capital with the earnings of capital: a binary approach to the economic empowerment of subordinated people. 20 St. Thomas L. Rev. 538-560 (2008).

Guerra Pujol, F. E. Puerto Rico as a critical locality: is a post-colonial Puerto Rico possible? A game-theoretic analysis of the impasse over Puerto Rico's status. 20 St. Thomas L. Rev. 561-571 (2008).

Hahn, Katharine J. "Movin' on up": different faces of upward mobility in an interracial couple. 20 St. Thomas L. Rev. 572-579 (2008).

Luna, Guadalupe T. Farmer operations of color and food based coalitions. 20 St. Thomas L. Rev. 580-592 (2008).

Jacobs, Becky L. Pareto negativity: the enemy of my enemy is not necessarily my friend--Latin leadership, coalition building, and predatory globalization. 20 St. Thomas L. Rev. 593-603 (2008).

Boaz, Danielle. Religious reparations from the Trans-Atlantic slave trade: forming demons, cults, and zombies to justify black enslavement. 20 St. Thomas L. Rev. 604-621 (2008).

Luna, Guadalupe T. Cultural, ethnic, and religious fragmentation. 20 St. Thomas L. Rev. 622-641 (2008).

Dollar, Jordan E. Haiti is black! Racial essentialism and United States involvement in the 2004 removal of President Aristide. 20 St. Thomas L. Rev. 642-669 (2008).

Hernández-López, Ernesto. Law, food, and culture: Mexican corn's national identity cooked in "tortilla discourses" post-TLC/NAFTA. 20 St. Thomas L. Rev. 670-690 (2008).

Phillips, Valerie J. A pluralistic approach to oppression and *Latino terra nullius*. 20 St. Thomas L. Rev. 691-709 (2008).

Lammoglia, Jose A. Legal aspects of animal sacrifice within the context of Afro-Caribbean religions. 20 St. Thomas L. Rev. 710-720 (2008).

13 TEXAS JOURNAL ON CIVIL LIBERTIES & CIVIL RIGHTS, NO. 2, SPRING, 2008.

Jacobus tenBroek Law Symposium. National Federation of the Blind Jernigan Institute. 13 Tex J. on C.L. & C.R. 157-419 (2008).

Maurer, Marc. ***Jacobus tenBroek Law Symposium*** keynote address. 13 Tex J. on C.L. & C.R. 157-165 (2008).

Stein, Michael Ashley and Janet E. Lord. Jacobus tenBroek, participatory justice, and the UN Convention on the Rights of Persons with Disabilities. 13 Tex J. on C.L. & C.R. 167-185 (2008).

Feldblum, Chai R., Kevin Berry and Emily A. Benfer. The ADA Amendments Act of 2008. 13 Tex J. on C.L. & C.R. 187-240 (2008).

Burgdorf, Robert L., Jr. Restoring the ADA and beyond: disability in the 21st century. 13 Tex J. on C.L. & C.R. 241-365 (2008).

Blanck, Peter. "The right to live in the world": disability yesterday, today, and tomorrow. 13 Tex J. on C.L. & C.R. 367-401 (2008).

Rothstein, Laura. Comment. Strategic advocacy in fulfilling the goals of disability policy: is the only question how full the glass is? 13 Tex J. on C.L. & C.R. 403-412 (2008).

Perlin, Michael L. Comment. "Through the wild cathedral evening": barriers, attitudes, participatory democracy, Professor tenBroek, and the rights of persons with mental disabilities. 13 Tex J. on C.L. & C.R. 413-419 (2008).

25 THOMAS M. COOLEY LAW REVIEW, NO. 1, HILARY TERM, 2008.

Symposium Issue. The Road to Equality: Are We There Yet? 25 T.M. Cooley L. Rev. 1-163 (2008).

Bryant, Douglas, III. "A failure to act" from **Brown v. Board of Education** to **Sheff v. O'Neill**: the American educational system will remain segregated. 25 T.M. Cooley L. Rev. 1-25 (2008).

Alexander, Rudolph, Jr. Differential laws for African Americans: inequality from the past continues to the present. 25 T.M. Cooley L. Rev. 27-55 (2008).

Grant, Otis B. President Ronald Reagan and the African-American community: harmful stereotyping and games of choice in market-oriented policy reform. 25 T.M. Cooley L. Rev. 57-97 (2008).

Miller, Nelson P., Tracey Brame, Dale Iverson and Goldie Adele. Equality as talisman: getting beyond bias to cultural competence as a professional skill. 25 T.M. Cooley L. Rev. 99-137 (2008).

Weber, Lorraine H. The history of gender, racial, and ethnic initiatives in Michigan--where we have been, where we hope to go, and why it is important. [Transcript.] 25 T.M. Cooley L. Rev. 139-163 (2008).

17 TRANSNATIONAL LAW & CONTEMPORARY PROBLEMS, NO. 3, FALL, 2008.

International and Comparative Aspects of Trademark Dilution Symposium. 17 Transnat'l L. & Contemp. Probs. 603-773 (2008).

Janis, Mark D. and Peter K. Yu. Introduction: *International and Comparative Aspects of Trademark Dilution.* 17 Transnat'l L. & Contemp. Probs. 603-609 (2008).

Gangjee, Dev. The polymorphism of trademark dilution in India. 17 Transnat'l L. & Contemp. Probs. 611-630 (2008).

Fhima, Ilanah Simon. The fame standard for trademark dilution in the United States and European Union compared. 17 Transnat'l L. & Contemp. Probs. 631-666 (2008).

Port, Kenneth L. Judging dilution in the United States and Japan. 17 Transnat'l L. & Contemp. Probs. 667-687 (2008).

Howell, Robert G. Depreciation of goodwill: a "green light" for dilution from the Supreme Court of Canada in accommodating infrastructure. 17 Transnat'l L. & Contemp. Probs. 689-712 (2008).

Burrell, Robert and Michael Handler. Dilution and trademark registration. 17 Transnat'l L. & Contemp. Probs. 713-755 (2008).

Nguyen, Xuan-Thao. The *other* famous marks doctrine. 17 Transnat'l L. & Contemp. Probs. 757-773 (2008).

Hett, William. Student note. U.S. corn and soybean subsidies: WTO litigation and sustainable protections. 17 Transnat'l L. & Contemp. Probs. 775-808 (2008).

McClellan, Charles. Student note. America, land of (extraterritorial) discovery: section 1782 discovery for foreign litigants. 17 Transnat'l L. & Contemp. Probs. 809-837 (2008).

Daly, William J. Student note. A comparative analysis of the new real estate investment trust legislation in Germany and the United Kingdom: will those markets experience the same success as the United States? 17 Transnat'l L. & Contemp. Probs. 839-867 (2008).

83 TULANE LAW REVIEW, NO. 1, NOVEMBER, 2008.

Magliocca, Gerard N. Huey P. Long and the Guarantee Clause. 83 Tul. L. Rev. 1-44 (2008).

Lefcoe, George. After **Kelo**, curbing opportunistic TIF-driven economic development: forgoing ineffectual blight tests; empowering property owners and school districts. 83 Tul. L. Rev. 45-110 (2008).

Nguyen, Xuan-Thao. Justice Scalia's "renegade jurisdiction": lessons for patent law reform. 83 Tul. L. Rev. 111-156 (2008).

Robertson, Cassandra Burke. Judging jury verdicts. 83 Tul. L. Rev. 157-218 (2008).

Perez-Montes, Joseph H. L. Comment. Justiciability in modern war zones: is the political question doctrine a viable bar to tort claims against private military contractors? 83 Tul. L. Rev. 219-254 (2008).

Wilson, Trevor. Comment. Operation contractor shield: extending the government contractor defense in recognition of modern warfare realities. 83 Tul. L. Rev. 255-283 (2008).

10 UNIVERSITY OF PENNSYLVANIA JOURNAL OF CONSTITUTIONAL LAW, NO. 5, JUNE, 2008.

Ewald, William. James Wilson and the drafting of the Constitution. 10 U. Pa. J. Const. L. 901-1009 (2008).

Kreimer, Seth F. The Freedom of Information Act and the ecology of transparency. 10 U. Pa. J. Const. L. 1011-1080 (2008).

Perzanowski, Aaron K. The penumbral public domain: constitutional limits on quasi-copyright legislation. 10 U. Pa. J. Const. L. 1081-1145 (2008).

Scheuerman, Sheila B. and Anthony J. Franze. Instructing juries on punitive damages: due process revisited after **Philip Morris v. Williams**. 10 U. Pa. J. Const. L. 1147-1209 (2008).

[Colloquy.] 10 U. Pa. J. Const. L. 1211-1262 (2008).

Steinberg, David E. Probable cause, reasonableness, and the importance of Fourth Amendment history: a response to Professor Arcila. 10 U. Pa. J. Const. L. 1211-1228 (2008).

Arcila, Fabio, Jr. A response to Professor Steinberg's Fourth Amendment chutzpah. 10 U. Pa. J. Const. L. 1229-1262 (2008).

Baylson, Mira. Comment. The Constitution offers no protection without recourse to a remedy: why constitutional errors in a postconviction proceeding should be cognizable in a petition for habeas corpus. 10 U. Pa. J. Const. L. 1263-1284 (2008).

157 UNIVERSITY OF PENNSYLVANIA LAW REVIEW, NO. 1, NOVEMBER, 2008.

Bar-Gill, Oren and Elizabeth Warren. Making credit safer. 157 U. Pa. L. Rev. 1-102 (2008).

Dorf, Michael C. Dynamic incorporation of foreign law. 157 U. Pa. L. Rev. 103-169 (2008).

Guzman, Andrew T. International tribunals: a rational choice analysis. 157 U. Pa. L. Rev. 171-235 (2008).

Heilman, Kelsey McCowan. Comment. The rights of others: protection and advocacy organizations' associational standing to sue. 157 U. Pa. L. Rev. 237-278 (2008).

Robbins, Christopher W. Comment. Jurisdiction and the Federal Rules: why the time has come to reform finality by inequitable deadlines. 157 U. Pa. L. Rev. 279-340 (2008).

43 UNIVERSITY OF RICHMOND LAW REVIEW, NO. 1, ANNUAL SURVEY, 2008.

Pickrell, Lindsay M., Annual Survey Editor. Preface. 43 U. Rich. L. Rev. ix (2008).

Douglass, John G. Beyond the ivory tower. 43 U. Rich. L. Rev. 1-4 (2008).

Rockwell, Hon. Frederick G. III. The Chesterfield/Colonial Heights Drug Court: a partnership between the criminal justice system and the treatment community. 43 U. Rich. L. Rev. 5-18 (2008).

Swisher, Peter Nash. Proposed legislation: a (second) modest proposal to protect Virginia consumers against defective products. 43 U. Rich. L. Rev. 19-36 (2008).

Tobias, Carl W. Reconsidering Virginia judicial selection. 43 U. Rich. L. Rev. 37-49 (2008).

McSweeney, Patrick M. and Wesley G. Russell, Jr. **Marshall v. Northern Virginia Transportation Authority**: The Supreme Court of Virginia rules that taxes can be imposed by elected bodies only. 43 U. Rich. L. Rev. 51-72 (2008).

Jones, John Paul and Molly T. Geissenhainer. Administrative law. 43 U. Rich. L. Rev. 73-106 (2008).

Barnhill, D. Stan. Construction law. 43 U. Rich. L. Rev. 107-148 (2008).

Decker, Marla G. and Stephen R. McCullough. Criminal law and procedure. 43 U. Rich. L. Rev. 149-209 (2008).

Smith, Anna Richardson. Labor and employment law. 43 U. Rich. L. Rev. 211-225 (2008).

McCauley, Kathleen M. and William F. Demarest III. Medical malpractice law. 43 U. Rich. L. Rev. 227-253 (2008).

McCauley, James M. Professional responsibility. 43 U. Rich. L. Rev. 255-293 (2008).

Greene, Brian R. and Katharine A. Hart. Public utility law. 43 U. Rich. L. Rev. 295-336 (2008).

Timberlake, Brent M. Railroad law. 43 U. Rich. L. Rev. 337-377 (2008).

Gregory, Richard W. and Lindsey Dobbs Chase. Real estate law. 43 U. Rich. L. Rev. 379-403 (2008).

Bell, Craig D. Taxation. 43 U. Rich. L. Rev. 405-433 (2008).

Johnson, J. Rodney. Will, trusts, and estates. 43 U. Rich. L. Rev. 435-471 (2008).

McMahan, Jeffrey D., Jr. Comment. Guarding the guardians: judges' rights and Virginia's Judicial Inquiry and Review Commission. 43 U. Rich. L. Rev. 473-522 (2008).

15 VIRGINIA JOURNAL OF SOCIAL POLICY & THE LAW, NO. 3, SPRING, 2008.

Cantrell, Deborah J. Common ground: the case for collaboration between anti-poverty advocates and public interest intellectual property advocates. 15 Va. J. Soc. Pol'y & L. 415-445 (2008).

Blumstein, James F., Mark A. Cohen and Suman Seth. Do government agencies respond to market pressures? Evidence from private prisons. 15 Va. J. Soc. Pol'y & L. 446-477 (2008).

Raban, Ofer. Real and imagined threats to the rule of law. (Reviewing Brian Tamanaha, Law as a Means to an End: Threat to the Rule of Law.) 15 Va. J. Soc. Pol'y & L. 478-504 (2008).

Smith, Stephen F. Jail for juvenile child pornographers?: a reply to Professor Leary. 15 Va. J. Soc. Pol'y & L. 505-544 (2008).

McLeod, Jeffrey Smith. Unmasking the processes and justifications that lead to environmental racism: a critique of judicial decision-making, political and public ambivalence, and the disproportionate placement of environmental and land use burdens in communities of color. 15 Va. J. Soc. Pol'y & L. 545-569 (2008).

94 VIRGINIA LAW REVIEW,
NO. 7, NOVEMBER, 2008.

Frost, Amanda. Overvaluing uniformity. 94 Va. L. Rev. 1567-1639 (2008).

Gibson, James. Doctrinal feedback and (un)reasonable care. 94 Va. L. Rev. 1641-1714 (2008).

Monahan, John, Laurens Walker and Gregory Mitchell. Contextual evidence of gender discrimination: the ascendance of "social frameworks". 94 Va. L. Rev. 1715-1749 (2008).

Welti, Tyler. Note. **Massachusetts v. EPA**'s regulatory interest theory: a victory for the climate, not public law plaintiffs. (**Massachusetts v. EPA**, 127 S. Ct. 1438, 2007.) 94 Va. L. Rev. 1751-1785 (2008).